

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS

UTICA MUTUAL INSURANCE COMPANY

Plaintiff,

v.

JOSEPHINE PREZIOSO and
EXXON MOBIL CORPORATION

Defendants.

Civil Action No. 04-12198-REK

ASSENTED TO MOTION TO EXTEND TIME TO RESPOND TO COMPLAINT

Defendant, Exxon Mobil Corporation ("ExxonMobil"), hereby moves for an Order extending the time by which it must answer or otherwise respond to the Complaint up to and including March 3, 2006. In support of this Motion, ExxonMobil states that the parties have agreed to mediate their dispute and seek to postpone litigation until and in the event that mediation does not resolve this dispute.

WHEREFORE, ExxonMobil prays that its Assented to Motion to Extend Time to Respond to Complaint be allowed.

EXXON MOBIL CORPORATION

UTICA MUTUAL INSURANCE COMPANY

By their attorneys,

By its attorneys,

HOLLAND & KNIGHT LLP

TUCKER, HEIFETZ & SALTZMAN, LLP

/s/ Tara J. Myslinski
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/s/ Richard E. Heifetz (with permission)
Richard E. Heifetz (BBO #229000)
Danielle M. Maloney (BBO #647527)
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(617) 557-9696

Dated: December 22, 2005

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing was served by first class mail to Richard E. Heifetz, Esq., Tucker, Heifetz & Saltzman, LLP, Three School Street, Boston, MA 02108, this 22nd day of December, 2005.

/s/ Tara J. Myslinski
Tara J. Myslinski